## SENATE BILL No. 372

#### DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-29-11-1; IC 33-19.

**Synopsis:** Sheriff's fees. Increases the fees for: (1) filing an accident report from not less than \$3 to not less than \$10; and (2) service of process by a sheriff in a civil action filed outside Indiana from \$40 to \$80. Increases the county contribution to the police pension trust fund from \$12 to \$24 for each claim denoting service of certain legal documents by a county sheriff.

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Effective: July 1, 2004.

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January 12, 2004, read first time and referred to Committee on Rules and Legislative Procedure.



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#### Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in this style type, and deletions will appear in this style type.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

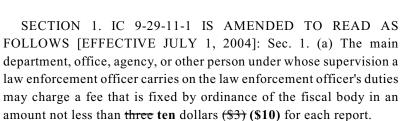
Conflict reconciliation: Text in a statute in *this style type* or *this style type* reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

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### SENATE BILL No. 372

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

Be it enacted by the General Assembly of the State of Indiana:



- (b) The fee collected under subsection (a) shall be deposited in the following manner:
  - (1) If the department supplying a copy of the accident report is the state police department, in a separate account known as the "accident report account". The account may be expended at the discretion of the state police superintendent for a purpose reasonably related to the keeping of accident reports and records or the prevention of street and highway accidents.
  - (2) If the department supplying a copy of the accident report is the sheriff, county police, or county coroner, in a separate account known as the "accident report account". The account may be



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1	expended at the discretion of the chief administrative officer of	
2	the entity that charged the fee for any purpose reasonably related	
3	to the keeping of accident reports and records or the prevention	
4	of street and highway accidents.	
5	(3) If the department supplying a copy of the accident report is a	
6	city or town police department, in the local law enforcement	
7	continuing education fund established by IC 5-2-8-2.	
8	SECTION 2. IC 33-19-6-15 IS AMENDED TO READ AS	
9	FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 15. (a) In addition to	
10	any other fee for service of process, if:	
11	(1) a person files a civil action outside Indiana; and	
12	(2) a sheriff in Indiana is requested to perform a service of	•
13	process:	
14	(A) associated with the civil action; and	
15	(B) in Indiana;	
16	the sheriff shall collect from the person who filed the civil action a	4
17	service of process fee of forty eighty dollars (\$40). (\$80).	
18	(b) A sheriff shall transfer fees collected under this section to the	
19	county auditor of the county in which the sheriff has jurisdiction to be	
20	deposited:	
21	(1) in the pension trust established by the county under	
22	IC 36-8-10-12; or	
23	(2) if the county has not established a pension trust under	
24	IC 36-8-10-12, in the county general fund.	_
25	SECTION 3. IC 33-19-7-7 IS AMENDED TO READ AS	
26	FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 7. (a) This section	
27	applies to a county in which there is established a pension trust under	
28	IC 36-8-10-12.	
29	(b) From the county share distributed under section 2 of this chapter	
30	and deposited into the county general fund, the county fiscal body shall	
31	appropriate twelve twenty-four dollars (\$12) (\$24) for each verified	
32	claim presented by the sheriff to the fiscal body under subsection (c).	
33	Amounts appropriated under this subsection shall be deposited by the	
34	county auditor into the pension trust established under IC 36-8-10-12.	
35	(c) For each service of a writ, order, process, notice, tax warrant, or	
36	other paper completed by the sheriff, the sheriff shall submit to the	
37	county fiscal body a verified claim of service.	

